

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

JEFFERSON-PILOT INSURANCE
COMPANY,

Plaintiff,

VS.

CHRISTOPHER L. KEARNEY,

Defendant.

Case No. C-1-02-479
(Judge Spiegel)

DEPOSITION NOTICE DUCES
TECUM OF CLINTON E. MILLER

Plaintiff Jefferson-Pilot Insurance Company, by and through counsel, hereby gives notice that, pursuant to the Federal Rules of Civil Procedure, the deposition of Clinton E. Miller will be taken by stenographic means and will continue until completed on Monday, May 3, 2004, at 9:00 a.m. at 502 Park Avenue, San Jose, California 95110. Mr. Miller is instructed to bring to his deposition for inspection and copying all documents and things identified in attached Exhibit "A."

/s/ William R. Ellis
 William R. Ellis (0012279)
 Peter M. Burrell (0044139)
 Amy Gasser Callow (0063470)
 Wood & Lamping LLP
 600 Vine Street, Suite 2500
 Cincinnati, OH 45202-2491
 (Telephone) (513) 852-6000
 (Facsimile) (513) 852-6087

Trial Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been filed with the Court by electronic means on this 23rd day of April 2004. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/William R. Ellis
William R. Ellis
Trial Attorney for Defendants

EXHIBIT A

All documents and things relating, pertaining, or referring to:

1. Christopher L. Kearney;
2. Any and all materials relied upon in forming any and all opinions or reports regarding Christopher L. Kearney.